

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Sep 02, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDWARD CHARLES ROBINSON, JR.,

Defendant.

No. 1:20-CR-02026-SAB-1

**ORDER DIRECTING  
COMPETENCY EVALUATION  
AT SEATAC METROPOLITAN  
DETENTION CENTER**

**\*\*U.S. MARSHALS ACTION  
REQUIRED\*\***

Before the Court are Defendant's Motion to Determine Competency, ECF No. 33, and the Government's Motion Requesting Competency Evaluation, ECF No. 35. The Court held a hearing on the motions on September 1, 2021. The United States was represented by Thomas Hanlon and Richard Barker. Defendant was represented by Craig Webster. Defendant was present in the courtroom in the custody of the U.S. Marshals.

The Government requested that the Court order Defendant to undergo a competency evaluation. Counsel for Defendant stated that he had no objection to the Government's request. Pursuant to 18 U.S.C. §§ 4241(a), (b), and 4247(b), the Court granted the Government's motion.

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**ORDER DIRECTING COMPETENCY EVALUATION AT SEATAC  
METROPOLITAN DETENTION CENTER # 1**

1 The Court also asked counsel for Defendant to address the question of  
2 whether Defendant's Motion to Determine Competency, ECF No. 33, should  
3 remain sealed. For the reasons stated on the record, the Court ordered counsel for  
4 Defendant to refile the Motion to Determine Competency. This Order  
5 memorializes the Court's oral rulings.

6 Accordingly, **IT IS HEREBY ORDERED:**

7 1. Defendant's Motion to Determine Competency, ECF No. 33, is  
8 **STRICKEN** with leave to refile. Counsel for Defendant shall file the motion  
9 publicly, but file the supporting memoranda and affidavits under seal. The Court  
10 will revisit the issue of whether these documents shall remain under seal once the  
11 Court has made a decision about Defendant's competency.

12 2. The Government's Motion Requesting Competency Evaluation, ECF  
13 No. 35, is **GRANTED**.

14 3. The U.S. Marshals are directed to transport Defendant to the  
15 SEATAC Metropolitan Detention Center ("MDC") for the purpose of conducting a  
16 mental competency evaluation. The examination shall be conducted by the MDC  
17 staff as soon as space is available.

18 4. Defendant shall be examined to determine whether he is presently  
19 competent to stand trial. Specifically, the examiner shall determine whether  
20 Defendant is suffering from a mental disease or defect rendering him mentally  
21 incompetent to the extent that he is unable to understand the nature and  
22 consequences of the proceedings against him, or to assist properly in his defense.  
23 *See* 18 U.S.C. § 4241(a).

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**ORDER DIRECTING COMPETENCY EVALUATION AT SEATAC  
METROPOLITAN DETENTION CENTER # 2**

1           5.       After the evaluation, the examiner shall prepare a formal written  
2 report with his or her opinions and conclusions, including the reasons for the  
3 opinions and conclusions. This report shall be filed with the Court and copies  
4 provided to counsel for the Government and Defendant. The report shall be filed  
5 under seal.

6           **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter  
7 this Order and provide copies to counsel **AND** to the U.S. Marshals.

8           **DATED** this 2nd day of September 2021.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

Stanley A. Bastian  
Chief United States District Judge